



ATTORNEY'S DOCKET NUMBER: 2003080-0082 (SK-744-CON3)

#9/B  
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**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: Danishefsky *et al.*  
Serial No.: 09/874,514  
Filed: June 5, 2001  
For: *Synthesis of Epothilones, Intermediates Thereto, Analogues and Uses Thereof*

Examiner: T. Solola  
Group Art Unit: 1626

ASSISTANT COMMISSIONER FOR PATENTS  
WASHINGTON, DC 20231

Sir:

**AMENDMENT AND RESPONSE UNDER 37 CFR § 1.111**

In response to the Official Action mailed April 16, 2002, Applicant respectfully requests consideration of the following amendments and remarks. The deadline for responding to this Office Action without fees is July 16, 2002; thus, the response submitted on **July 16, 2002**, is timely.

**REMARKS**

Claims 30 and 59-94 are pending in the above-referenced application (as renumbered by the Docket Clerk). The Examiner has rejected claims 30 and 59-94 under 35 U.S.C. § 103(a) and has rejected claims 30 and 59-94 under 35 U.S.C. § 101. Additionally, the Examiner has also objected to claims 59 and 69. With this response Applicant has added claims 95-143 and have amended claims 30, 60, 69, 71, 73, and 86. Applicant respectfully submits that no new matter is presented with these amendments or additions. Applicant respectfully requests consideration of the amendments and arguments presented herein, and respectfully submits that claims 30 and 59-143 are in condition for allowance.

***I. Amendment of claims:***

*a) Please amend the claims as indicated below. For the convenience of the Examiner, a copy of the complete set of pending claims, in the form that they will take after entrance of the present Amendment, is included herewith at the end of the Response:*